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State of Utah

Department of  
Environmental Quality

Richard W. Sprott  
*Executive Director*

DIVISION OF WATER QUALITY  
Walter L. Baker, P.E.  
*Director*

JON M. HUNTSMAN, JR.  
*Governor*

GARY HERBERT  
*Lieutenant Governor*

August 17, 2007

**CERTIFIED MAIL**  
**(Return Receipt Requested)**

Ken Fleck  
PacifiCorp-Cottonwood/Wilberg Mine  
P.O. Box 310  
15 North Main Street  
Huntington, UT 84528

*Indling*  
*8/18/2007*

Dear Mr. Fleck:

Subject: UPDES Permit UT0022896, PacifiCorp-Cottonwood/Wilberg Mine.

Enclosed is a draft copy of the UPDES Permit No. UT0022896, the Statement of Basis, and the Public Notice for your facility.

If you have any questions with regards to this matter, please contact Jeff Studenka at (801) 538-6779.

Sincerely,

*Mike Herkimer*

Mike Herkimer, Manager  
UPDES IES Section

MH:JS:ev

Enclosures

cc: Qian Zhang, P.E., EPA Region VIII (w/ encl)  
Claron Bjork, Southeastern Health Department (w/encl)  
Jim Karpowitz, Utah Division of Wildlife Resources (w/o encl)  
Nathan Darnall, U.S. Fish & Wildlife Services (w/o encl)  
Guy Davis, Environmental Specialist (Wilberg Mine) (w/encl)  
Pam Grubaugh-Littig, Division of Oil Gas & Mines (w/o encl)

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AUG 23 2007



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Emery County Progress  
190 East Main  
Castle Dale, UT 84513

Email: [legals@sunad.com](mailto:legals@sunad.com)

ATTN: Legal Advertising Department

This letter will confirm authorization to publish the attached NOTICE in The Emery County Progress in the first available edition. Please mail the invoice and affidavit of publication to:

Department of Environmental Quality  
Division of Water Quality  
Attn: Stacy Carroll  
P.O. Box 144870  
Salt Lake City, Utah 84114-4870

If there are any questions, please contact Edith Van Vleet at (801) 538-7015.  
Thank you for your assistance.

Sincerely,

Mike Herkimer, Manager  
UPDES IES Section

MH:JS:ev

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DIVISION OF WATER QUALITY  
UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY  
PUBLIC NOTICE OF REISSUANCE OF A UPDES PERMIT

**PURPOSE OF PUBLIC NOTICE**

THE PURPOSE OF THIS PUBLIC NOTICE IS TO DECLARE THE STATE OF UTAH'S INTENTION TO REISSUE A UTAH POLLUTANT DISCHARGE ELIMINATION SYSTEM (UPDES) PERMIT UNDER AUTHORITY OF THE UTAH WATER QUALITY ACT, SECTION 19-5-104 AND 107, UTAH CODE ANNOTATED 1953, AS AMENDED. SAID "PERMIT" REFERS TO UPDES PERMIT AND THE STATEMENT OF BASIS (INCLUDING THE TOTAL MAXIMUM DAILY LOADS (TMDL'S)) IF APPLICABLE, AS PER SECTION 303 (d) OF THE FEDERAL CLEAN WATER ACT (CWA).

**PERMIT INFORMATION**

PERMITTEE NAME:	PacifiCorp-Energy West Mining Company/Wilberg Mine
MAILING ADDRESS	P.O. Box 310, Huntington, UT 84528
TELEPHONE NUMBER:	(435) 687-4711
FACILITY LOCATION:	8 Miles northwest of Orangeville, Emery County, UT
UPDES PERMIT NO.:	UT0022896
OUTFALLS:	001, 003, 004, and 005
RECEIVING WATERS:	Grimes Wash and Cottonwood Canyon Creek, thence to Cottonwood Creek (Tributary to The Colorado River)

**BACKGROUND**

The PacifiCorp-Cottonwood/Wilberg Mine Facility (Wilberg Mine) was an active underground coal mine until ceasing operations in 2001. Since suspending operations in 2001, the mine portals have been sealed and there has been no mining activity or personnel on site.

**PUBLIC COMMENTS**

Public comments are invited any time prior to close of business on September 22, 2007. Comments may be directed to the Department of Environmental Quality, Division of Water Quality, 288 North 1460 West, P.O. Box 144870, Salt Lake City, Utah 84114-4870.

**FURTHER INFORMATION**

The permit is available for public review under "Public Notices" at [www.waterquality.utah.gov/](http://www.waterquality.utah.gov/). If internet access is not available, a copy may be obtained by calling Jeff Studenka at 801-538-6779. Written public comments can be submitted to: Walt Baker, Executive Secretary, Utah Water Quality Board, P.O. Box 144870, Salt Lake City, Utah 84114-4870 or by email at: [wbaker@utah.gov](mailto:wbaker@utah.gov). The deadline to receive comments is close of business September 22, 2007. After considering public comment the Utah Water Quality Board may execute the permit renewal, revise it, or abandon it.

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